

APPEAL WILL DELAY GRINDING OF LIME

State Loses Point by Action of Supreme Court in Granting Writ.

MANUFACTURERS FIGHT HARD

Case May Be Pushed for Early Hearing—Constitutional Argument.

Further delay in putting into execution the act of the last Legislature providing for a plant to grind agricultural lime by convict labor for the benefit of the farmers of the State, will result from the action of the Supreme Court of Appeals, which yesterday granted an appeal to the various lime-burning manufacturers who have contested the law. This proceeding comes up from the Circuit Court of the city of Richmond, where Judge R. Carter Scott dissolved the temporary injunction secured by the petitioners against William Hodges Mann, Governor et al., to prevent the Convict Lime Board from putting the act into operation.

Under ordinary circumstances, this would mean a delay of one year, since in regular order the case would be argued next November and probably decided in January. But it is possible that under the circumstances an effort may be made to have the Supreme Court remove the case to Westville to be heard at the June term, in which case a decision might be expected not later than September, at the Staunton session.

Manufacturers Fighting.

The petitioners are the Shenandoah Lime Company, L. P. Dillon, Edward Dillon, the Eagle Rock Lime Company, the Moore Lime Company, the Riverfront Lime Company, the Powhatan Lime Company, John C. Paxton, doing business as the Rockdale Lime Company, and also as the Linville Lime Company; W. N. McAnge Co., T. C. Andrews & Co., Charles W. Priddy & Co., and A. S. Lee & Sons Co. They are represented by Allen Caperton Braxton, John S. Diggleston and Richard Evelyn Byrd.

As in the lower court, the argument is put forth that the Legislature acted in violation of section 153 of the Constitution, which forbids the State from becoming a party to or interested in any work of internal improvement, except the construction of public highways.

If the State, argue the lime burners, can go into the lime-grinding business in competition with its own citizens, it can, with equal justice and propriety, embark in conduct of department stores, hotels, theaters and mines. The claim is made that it was the intention of the makers of the organic instrument that the Commonwealth should maintain an attitude of impartiality toward her citizens engaged in commerce or manufacture, and to endeavor to aid them all, instead of going into competition with a certain class and endeavoring to take their business from them.

Working of Convicts.

Considerable discussion is given to the employment of convict labor in the proposed lime-grinding plants. It is perfect, legal and proper, according to the petition, to work the prisoners on contract within the walls of the penitentiary, and it is entirely constitutional to engage them in labor on the public roads, where they can be used without antagonizing or interfering with any class or industry.

Going still further, the attorneys for the petitioners are of the opinion that it would even be legal to use the convicts on a contract outside of the prison itself, since the State would not, strictly speaking, be actually engaged in the business to which it hired its prisoners.

But they contend that it is entirely illegal, unconstitutional and improper to use prison labor in going into direct competition with citizens who pay taxes and who are engaged in a legitimate business.

Require Big Capital.

The fact is stressed that the real intent of the Legislature in enacting this law was not to provide employment for convicts, but to grind agricultural lime to be sold to the farmers at about cost. Emphasizing this, the petition says that it was shown by evidence that it would buy, equip and operate, a plant of appreciable size, cost the State from \$10,000 to \$200,000 to go into a business that could, at the most, employ not more than eight or ten convicts, since it is contended that skilled labor is necessary in most of the positions to be filled about the grinding plant.

The act of the Legislature, passed at the instance of various farmers' organizations, and with great sentiment behind it, appropriates only \$20,000 to buy and operate a plant for the grinding of agricultural lime, the product to be sold to the farmers of the State at a price to be fixed by the Convict Lime Board, at cost, upkeep and interest. The lime burners fought it to the last ditch, and then, after the bill had been approved, resorted to the courts. They won a victory yesterday, which will result in further delay in putting the act into operation.

The Convict Lime Board, in compliance with the act, is composed of the Governor, the Commissioner of Agriculture and the Superintendent of the Penitentiary.

Charters Issued.

Bankster Telephone Company (Inc.), Springfield, Va., Capital, Maximum, \$5,000; minimum, \$1,000. N. O. Cole, president; S. T. Cole, vice-president; Mrs. A. J. Arendall, secretary and treasurer—all of Vernon Hill, Va.

The Virginia State Company (Inc.), Lynchburg, Va., Capital, Maximum, \$10,000; minimum, \$1,000. D. H. Cardwell, president, Brookneal, Va.; C. A. Hancock, vice-president; J. R. Cardwell, secretary and treasurer, both of Lynchburg.

Curtis Lumber Company (Inc.), Suffolk, Va., Capital, Maximum, \$20,000; minimum, \$5,000. John M. Butler, president; J. O. Hill, vice-president; Arthur Woolford, secretary and treasurer—all of Suffolk.

The Pendleton Construction Company (Inc.), Wytheville, Va., Capital, \$10,000. Edmund Pendleton, president; A. P. Potts, secretary; Charles Bantz—all of Wytheville.

Baldwin Bros. Co. (Inc.), Roanoke, Va., Capital, Maximum, \$10,000; minimum, \$5,000. B. C. Baldwin, president; R. L. Baldwin, vice-president; Lynchburg; R. L. Baldwin, secretary, Durham, N. C.

James L. Lawry Company (Inc.), West Point, Va., Capital, Maximum, \$10,000; minimum, \$2,000. G. W. Richardson, president; James L. Lawry, vice-president; G. S. Richardson, secretary and treasurer—all of West Point.

Public Utility Debuture Corporation, Richmond, Va., Capital, Maximum, \$100,000; minimum, \$10,000. Frederick Van Winkle, president; David T. Wells, secretary and treasurer, both of New York.

Revival of charter of Royal Laundry Company (Inc.), Big Stone Gap, Va.

Girls Tub Dresssss

In good washable fabrics, such as gingham and percale, in checks and stripes, tan or blue linen with contrast color trimming; also Middy Dresses in white with fancy trimmings; exceptional good values for Friday and Saturday.

About 25 styles to choose from, at

\$1.39

(Second Floor)

Domestics

12 1-2 cent Percales, 36 inches wide, white grounds with neat figures and stripes in every wanted color for waists, dresses and men's and boys' shirts; special for Friday and Saturday..... **82c**

(Basement)

The best apron gingham made; in all sizes, checks and colors; regular 8c value; **11c** on sale for Friday and Saturday only at..... **64c**

15c Ripplette Gingham. The new ripplette seersucker dress gingham; the ripple will not wash out; comes in all color stripes; **11c** special at..... **11c**

(Basement)

50c table felt; 54 inches wide; heavy weight, with firm, close nap; for Friday and Saturday selling..... **35c**

(Basement)

Our Ribbon Department

Is always busy, owing to the unusual value for your money we are offering in this department. We are grateful to the buying public for their liberal patronage, and to keep up our standard we will put on sale for Friday and Saturday two specials:

4 1-2-inch Satin ribbon, at yard..... **13c**
6-inch satin ribbon, at yard..... **17c**

(Main Floor)



New Spring Shoes

Women's black and tan suede boots..... **\$3.45**
Modish Spring models; extraordinary good \$5.00 values. For Friday and Saturday at **\$3.45**.

Ladies Patent and Gun Metal Boots; perfect form; made over perfect fitting lasts, with plenty of room for comfort; sold by all dealers at \$2.50; our Friday and Saturday price will be..... **\$1.49**

Ladies White and Black Satin Pumps, over the new receding toe last; sold in a regular way at \$3.00; special for Friday and Saturday only at..... **\$2.49**

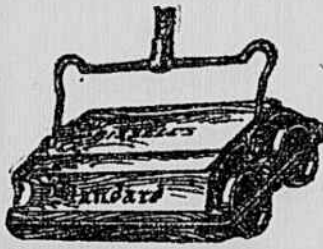
(Main Floor)

Silks and Dress Goods.

\$1.25 Silk Messaline, yard wide, in the very newest spring shades; suitable for street wear and evening dresses; special for Friday and Saturday, yard..... **85c**
50c Wash Silks; light grounds, with neat stripe effects; all colors; Friday and Saturday, yard..... **33c**
\$1.00 Diagonal Suitings, 42 inches wide. In this assortment of shades there are Copenhagen, black, white, navy, tan, brown and gray. For Friday's special, yard..... **69c**
25c Shepherd Plaid Suiting, 32 inches wide; large assortment of black and white checks; for Friday and Saturday, yard..... **16c**

(Main Floor)

Bissell's Standard Carpet Sweeper



Easy running, strong, nicely finished; rapid dirt remover; regular \$2.25 value; special for Friday and Saturday only..... **\$1.69**

(Basement)

Mrs. Potts' Sad Irons

Full nickel-plated and polished; three irons, one stand and one always cool handle; the set sells regularly at \$1.25; Friday and Saturday's selling at..... **89c** only

(Basement)

Dust Pans

Regular Size Japaned Tin, with extra strong rigid edge and handles; sold regularly at 15c at all stores; on sale here for Friday and Saturday..... **8c** only

(Basement)

Kitchen Sundries

Lenox Soap, 10 cakes..... **25c** for.....
Vulcanol X-Ray and Electric Paste Stove Polish, a box, Friday only, at..... **3c**
Wax tapers, 30 in a box, at..... **3c**
Toilet Paper, regular 5c packages, 10 for 25c

(Basement)

Greystone Enameled Ware

Large assortments, consisting of 8-quart cooking Pots, Rice Boilers, Dish Pans, Pails, Sauce-pans, Tea and Coffee Pots, etc.; all first qualities; no seconds sold in this store; values up to 69c; on sale Friday and Saturday only..... **29c** at.....

(Basement)



Millinery Friday Specials

\$3.50 Untrimmed Hemp Straw Hats..... **\$1.79**
Combination two-toned effects, colored flanges; made from finest quality hemp braids; in newest shapes of the season choice..... **\$1.79**

(Second Floor)

LINENS

15c Bleached Turkish Towels, hemmed ends, good size Towel, for the bath; special for Friday..... **112c**
90c Irish Table Damask—Two yards wide, satin finish, beautiful range of patterns; special for Friday, yard..... **69c**
11c Pure Linen Bleached Toweling—18 inches wide, neat red border, fast colors, for Friday's special yard..... **8c**
12c White Goods, firm, sheer quality, in different stylish checks and stripes; Friday's special..... **73c**

(Main Floor)

Men's Fine Hemstitched Handk'fs. 5c Regular 10c Value

The Best Men's Clothing in America Here

New Spring Styles and Colors for Men and Young Men

What's the use of taking chances, when you can buy Weisberger's Guaranteed Clothing

and have the satisfaction of being on the safe side. You don't have to be a judge of clothing in order to get a square deal at Weisberger's. You simply pick out the style, the material, the color that strikes your fancy. We assume all the responsibility. Our goods must give satisfaction in every way, and if you at any time are dissatisfied in any way we will gladly refund your money.

For Friday and Saturday we will offer you your pick of any suit in this store worth up to \$25.00 at..... **\$16.75**

Men's Extra Trousers

Just received 500 pairs of pants, intended to sell at \$3.00. We will put this lot on sale for Friday and Saturday at..... **\$1.95**

(Second Floor)



50 STORES UNDER ONE ROOF AND ONE MANAGEMENT

WEISBERGER'S

THE STORE FOR THE PEOPLE

Friday and Saturday Bargains

As Usual are Sparkling With Splendid Economies

READ EVERY ITEM, THEN COME FRIDAY AND SATURDAY and profit by the big saving on just the things you need and want to buy now.

Quantity buying of regular lines at the source of production at home, as well as abroad, and clearance lots of makers, which naturally go to the house with the biggest output (like Weisbergers). These two factors bring you opportunities to save a great deal of money on just the things you WANT and WHEN you want them.

THAT'S WHY

the crowds are here, rain or shine; for the people know Weisberger's bargains are too great to be missed.

THAT'S WHY

instead of shopping here, there, and everywhere, Friday and Saturday buyers come straight to the Weisberger store.

Boy's \$5 Blue Serge Suits

\$3.45

Friday and Saturday.

Well-made, good-fitting suits of all-wool blue serge in Norfolk style. Trousers made full extension, overlap peg style and full lined, insuring satisfactory wear; sizes 6 to 18 years. **\$3.45**
Special in boys' Knickerbocker Pants; sizes 7 to 18 years; good \$1.50 values at..... **99c**

(Second Floor)



Boys' White Pleated Shirt Waists . . . 39c

100 dozen boys regular \$1.00 shirtwaists, with laundered cuffs in narrow and wide pleats; extra good values at \$1.00; on sale Friday and Saturday only at..... **39c**

(Main Floor)

Boys' Rompers

Just received 100 dozen boys' dark blue rompers, made of extra fine cambric cloth; made to fit and wear; absolutely fast colors, regular 75c values, special at..... **39c**

(Main Floor)

Weisberger's Custom Shoes For Men.



Plenty of styles, new, medium and broad high toes; many new custom lasts, with low heels, in tan and black leathers; extraordinary good \$4.00 values; special for Friday and Saturday only..... **\$2.95**

Men's Tan Oxfords in all the latest toes and widths, of best Russian calf leather; rubber soles and heels; priced special for Friday and Saturday only..... **\$3.95**

Men's Gun Metal Blucher and Oxfords, in button and lace; extraordinary good \$4.00 values; on sale Friday..... **\$1.99**

(Main Floor)

Hair Brushes

Regular 29c Hair Brushes, made of ebony and vulcanite backs, with extra long bristles; bought to sell regularly at 29c; we place them on sale Friday and Saturday only..... **19c**

Ladies' Hemstitched Handkerchiefs

In plain and cross-bar full size; exceptional good 5c values; on sale at..... **2c**

(Main Floor)

Men's New Spring Hats

Showing the biggest and most complete selection of spring headwear for men in the city; becoming shapes for any man; new shades in soft hats—derbies in all dimensions.

Come in and ask to see the hats, which are well worth \$2.50 at all stores. We've got the same hats in stiff and soft hats, and are offering you these hats at special prices for Friday and Saturday at only..... **\$1.85**

Weisberger hats made by the best hat makers in the world; usually retail at other stores for \$3.50 and \$4.00; on sale here at..... **\$2.45**

(Main Floor)



Friday and Saturday Specials in Women's and Misses' Apparel

Coats, Suits and Dresses, values up to \$15.00, special at..... **\$8.75**

COATS of all the latest and most desired materials; shepherd plaids, mannish serges, and wide-wale coating; a big variety of styles to select from; values up to \$15; special Friday and Saturday..... **\$8.75**

SUITS—Season's newest models; you should see our great array of these suits; most exquisite foreign and home weaves, in the latest combination colors; \$15.00 and \$12.50 values; special for Friday and Saturday..... **\$8.75**

DRESSES—Very attractive styles and elegantly made; many made of messaline, others in serges, trimmed with contrast of Bulgarian trimmings and lace; extraordinary values at \$12.50 and \$15.00; Friday and Saturday special at..... **\$8.75**

(Second Floor.)

Ladies' Fine Silk Hose

All the popular shades, extra good wearing, and made to sell at 50c; our price is..... **39c**
Fine Lisle Hose, in black, tan and white, usually sold at all stores for 19c; only possible at Weisbergers for..... **12c**

(Main Floor)



WEISBERGER'S—BROAD STREET—RICHMOND, VA.